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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/688,338	
Applicant: Shintani	
Filed: October 17, 2003	
Title: APPARATUS AND METHOD FOR USE IN TELEVISION CHANNEL MAPPING	
Examiner: John Manning	
Group Art Unit: 2614	
Customer No.: 37123	
Conf. No.: 2276	

DECLARATION OF PETER RAE SHINTANI PURSUANT TO 37 C.F.R. 1.131

Hon. Commissioner for Patents  
Washington, D.C. 20231

Sir:

I, Peter Rae Shintani, declare as follows:

1. I am the sole inventor of the subject matter as variously described and claimed in U.S. Patent Application No. 10/688,338.
2. I am currently an employee and was employed at all times mentioned herein by Sony Electronics Inc, the assignee of U.S. Patent Application No. 10/688,338.
3. I am personally familiar with the circumstances of and timing of the invention of the subject matter claimed in the above-captioned patent application.
4. I am informed that claims 1-3, 7-10, 17-18 and 20 in the above-captioned U.S. patent application were rejected under 35 U.S.C. § 102(e) as being anticipated by U.S.

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Patent Application Publication No. 2004/0036811 (Ikeguchi). I am further informed that for purposes of 35 U.S.C. § 102(e), the effective date of the Ikeguchi reference is August 18, 2003.

5. I am informed that claims 4-6, 11-16 and 19 in the above-caption U.S. patent application were rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent Application Publication No. 2004/0036811 (Ikeguchi). I am further informed that for purposes of 35 U.S.C. § 103(a), the effective date of the Ikeguchi reference is August 18, 2003.

6. Based on my personal knowledge, the invention recited in all of the pending claims in the above-captioned application was completely conceived before August 18, 2003.

7. Based on my personal knowledge, before August 18, 2003, the design of the invention was complete enough that I could have made the invention. At least prior to August 18, 2003, I recognized the inventive aspects of the claimed invention for use in television channel mapping and that the claimed invention would work for the intended purpose.

8. Exhibit A, submitted herewith, is a copy of an Invention Disclosure signed by me bearing a date (blocked off) after conception of the invention that is prior to August 18, 2003. I note that the date is blocked off as pursuant to MPEP 715.07(II), and the blocked-off date is a date prior to August 18, 2003. Exhibit A shows that I conceived the subject matter claimed in the above-captioned patent application prior to August 18, 2003.

9. Upon completion of the above-mentioned Invention Disclosure form, I submitted the Invention Disclosure form to the Intellectual Property Department of Sony Electronic Inc. The Intellectual Property Department of Sony Electronics Inc evaluated

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the Invention Disclosure and forwarded the Disclosure to outside counsel prior to the effective filing date of the Ikeguchi reference. Outside counsel prepared the subject patent application with my help and the application was filed on October 17, 2003.

10. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patents issuing thereon, or any patent to which this Declaration is directed.

Oct 14, 05      Peter Shintani  
Date              Peter Rae Shintani

Attachments: Exhibit A

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